

## ARTICLE 67-17

### ADULT EDUCATION AND LITERACY PROGRAMS

Chapter	
67-17-01	Adult Education and Literacy Programs

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**67-17-01-02. Plan.** The program is conducted under a detailed plan prepared and administered by the department of public instruction. The plan is identified as the North Dakota state plan for adult education and literacy, April 1999, and it is incorporated by reference into these rules. The state plan is developed by the department of public instruction, under the guidance provided by the United States department of education and is approved by the United States department of education. The state plan outlines how the state will administer the Workforce Investment Act of 1998 (P.L. 105-220) Title II. Copies of the state plan are available from the department of public instruction. The local programs will also submit student data and other required reports by the state and the United States department of education.

**History:** Effective January 1, 2000.

**General Authority:** NDCC 15-21-04.2, 15-21-22, 28-32-02

**Law Implemented:** NDCC 15-21-04.2

**67-17-01-03. Federal approval and funding.** Unless otherwise specified in these rules, the eligibility to participate in the adult education and literacy program is governed by the Workforce Investment Act of 1998 (P.L. 105-220) Title II (section 231) and other procedures embodied in relevant federal notices and policy memos. The local programs must conform to other federal lawfully issued regulations and policies relating to the federal program. Terms used in this chapter have the same meaning as the same terms when used in federal adult education regulations and policies. The department of public instruction will announce annually its intent to provide funding for adult education and literacy

programs. The announcement will be made through newspapers, the internet, direct mailings to existing programs, and other means that may be available.

**History:** Effective January 1, 2000.

**General Authority:** NDCC 15-21-04.2, 15-21-22, 28-32-02

**Law Implemented:** NDCC 15-21-04.2, 15-21-04.3

**67-17-01-04. Local applicants.** The local education agencies, public agencies, community-based organizations, agencies responsible for corrections education, postsecondary education institutions, and institutions that serve educationally disadvantaged adults which wish to develop and implement an adult education and literacy program may apply. The applications must be prepared according to the criteria prepared by the department of public instruction. The criteria for application development are contained in the North Dakota state plan for adult education and literacy under section 67-17-01-02.

**History:** Effective January 1, 2000.

**General Authority:** NDCC 15-21-04.2, 15-21-22, 28-32-02

**Law Implemented:** NDCC 15-21-04.2

**67-17-01-05. Review of applications.** A review committee of not less than three individuals will be selected by the department of public instruction. The committee may be selected from within the department of public instruction staff or outside personnel. The review committee will use the application review criteria developed by the department of public instruction. The review criteria are part of the state plan for adult education and literacy under section 67-17-01-02. Upon completion of its review, the committee will forward its recommendations for approval and funding to the superintendent of public instruction who will publicly announce the approved applications and grants through direct communication with the applicants and newspapers.

**History:** Effective January 1, 2000.

**General Authority:** NDCC 15-21-04.2, 15-21-22, 28-32-02

**Law Implemented:** NDCC 15-21-04.2

**67-17-01-06. Funding.** Grants may be awarded for single or multiple years. The funding cycle begins July first and ends June thirtieth. The amount of funding to be awarded to the applicants will be based on a review of their application and their ability to meet specific criteria outlined in the Workforce Investment Act of 1998 (P.L. 105-220) Title II (section 231).

**History:** Effective January 1, 2000.

**General Authority:** NDCC 15-21-04.2, 15-21-22, 28-32-02

**Law Implemented:** NDCC 15-21-04.2, 15-21-04.3

**67-17-01-07. Charge for services.** Local agencies may charge adults enrolled in adult education and literacy programs tuition, fees, or any other charges

or require the purchase of any books or any other materials that are needed for participation in the program.

**History:** Effective January 1, 2000.

**General Authority:** NDCC 15-21-04.2, 15-21-22, 28-32-02

**Law Implemented:** NDCC 15-21-04.2

**67-17-01-08. Reporting.** Each grantee must submit student data and other required federal and state reports to the department of public instruction as required by the Workforce Investment Act of 1998 (P.L. 105-220) Title II (sections 212, 221, and 224) and outlined in the North Dakota state plan for adult education and literacy under section 67-17-01-02.

**History:** Effective January 1, 2000.

**General Authority:** NDCC 15-21-04.2, 15-21-22, 28-32-02

**Law Implemented:** NDCC 15-21-04.2